



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/042,624	01/09/2002	Stefano Gliozzi	GB920010034US1	4377
36400 7590 08/11/2008 HESLIN ROTHENBERG FARLEY & MESTI P.C. 5 COLUMBIA CIRCLE ALBANY, NY 12203				
EXAMINER JARRETT, SCOTT L				
ART UNIT		PAPER NUMBER		
3623				
MAIL DATE		DELIVERY MODE		
08/11/2008		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

#### **EXAMINER'S NOTE**

This supplemental action is in response to a printer rush request received July 9, 2008 requesting correction to dependency of claims 5-6. Claims 5-6, as amended below, now depend from claim 1. Claims 1-3, 5-16 and 21-23 are allowed, as detailed in the Notice of Allowability mailed April 24, 2008.

#### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Victor Cordona (Reg. No. 44,589) on July 31, 2008.

5. (Currently Amended) The yield management method according to claim 1 4, wherein the step of estimating the potential profile further includes:

verifying whether at least one result of the integration in each snapshot for each category is not strictly positive, and

setting each potential capacity variable of the category in the snapshot to zero if the verification is affirmative.

6. (Currently Amended) The yield management method according to claim 1 4, wherein the step of estimating the potential profile further comprises reconciling the potential capacity variables for each category in the snapshot to a reference value of a logic relation there between.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SCOTT L. JARRETT whose telephone number is (571)272-7033. The examiner can normally be reached on Monday-Friday, 8:00AM - 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Van Doren Beth can be reached on (571) 272-6737. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Scott L Jarrett/  
Primary Examiner, Art Unit 3623